

May 7, 2026

The Honorable Cathy Giessel
Majority Leader
Senate Resources Committee, Chair
Alaska State Senate
State Capitol Room 121
Juneau, Alaska 99801

The Honorable Bill Wielechowski
Senate Resources Committee, Vice Chair
Alaska State Senate
State Capitol Room 103
Juneau, Alaska 99801

The Honorable Forrest Dunbar
Senate Resources Committee
Alaska State Senate
State Capitol Room 125
Juneau, Alaska 99801

Dear Senators Giessel, Wielechowski, and Dunbar:

Pursuant to our conversations regarding the need for property tax reform that allows the Alaska LNG Project to move forward, I am attaching two memos that explain existing regulatory requirements regarding Alaska LNG information disclosure and the Project's highway usage during construction.

The first, regarding existing disclosure requirements, is a memo from K&L Gates, enclosed as Attachment A. The second, Attachment B, details the Project's use of highways and other transportation infrastructure during construction.

As these memos make clear, Alaska LNG is governed by regulatory requirements that are rigorous, comprehensive, and thoroughly reviewed and managed. Accordingly, it is not necessary for SB 280 to place further requirements on the project for these topics, and in fact, doing so would risk confusing overlapping regulatory obligations.

Your continued engagement and prompt action on SB 280 is greatly appreciated, as our team works to rapidly advance Alaska LNG and deliver the many statewide benefits this Project holds for Alaska.

Kind regards,

Adam Prestidge, President
Glenfarne Alaska LNG, LLC

Cc:
Members of the Alaska Senate Resources Committee
Frank Richards, President, Alaska Gasline Development Corporation

ATTACHMENT A

TO: Adam Prestidge

FROM: Timothy Furdyna – Partner, Environment & Energy
David Wochner – Managing Partner, United States
Stuart Robbins – Associate, Environment & Energy

DATE: May 7, 2026

RE: Alaska LNG Project – DOE and FERC Reporting Obligations

Both the Department of Energy (“DOE”) and the Federal Energy Regulatory Commission (“FERC”) require LNG export facility developers such as Alaska LNG to follow a number of reporting obligations as express conditions of their authorizations. This comprehensive framework ensures that all relevant LNG sale and purchase agreements (“SPA”), gas supply contracts, commercial developments, and construction developments are timely filed with the relevant agencies and made available to the public. DOE’s regulations and authorization orders require export authorization holders to file reports twice a year summarizing relevant commercial updates, as well as public summaries of SPAs and gas supply contracts within 30 days of execution. DOE also requires authorization holders to obtain agency approval of any transfer, assignment, or change in control of the authorization holder. FERC’s regulatory regime adds a parallel, independent layer of project oversight that spans the entire lifecycle of the project, focusing on the physical construction and operation of the facility including any modifications to the facility. As such, Alaska LNG must comply with robust reporting obligations to provide publicly available updates on commercial and physical project development to ensure that all stakeholders are sufficiently informed as to the status of the project.

DOE Reporting Obligations

Commercial Agreements

Alaska LNG’s authorizations to export LNG to Free Trade Agreement (“FTA”)¹ and Non-Free Trade Agreement (“NFTA”)² nations specifically require Alaska LNG to file with DOE “any relevant long-term commercial agreements” including agreements associated with the long-term delivery of LNG from the project, or long-term supply of natural gas to the project.³ Alaska LNG is required to file these agreements with DOE within 30 days of execution.⁴ When filing such commercial agreements, Alaska LNG is directed to file both non-redacted copies of all executed commercial agreements (to be held under seal by DOE) as well as a publicly available summaries detailing the major provisions of these agreements.⁵ All such public summaries are made available to the public on DOE’s website.⁶

Semi-Annual Reports on Commercial Progress

Alaska LNG is also required to file semi-annual reports with DOE summarizing project developments over the past six (6) months. Specifically, Ordering Paragraph J of Alaska LNG’s FTA Authorization, and Ordering Paragraph M of its NFTA Authorization require Alaska LNG to file reports, due on April 1 and October 1 of each year, “describing the status” of the Alaska LNG Project, as well as information on the anticipated date of first exports from the project and the status of the long-term commercial agreements reported to DOE. Like the commercial agreements, these reports are made available to the public on DOE’s website.⁷

DOE Approval for Change in Ownership or Control

DOE regulations prohibit authorization holders from transferring or assigning authorization to import or export natural gas without specific authorization from DOE.⁸ This requirement is also an express condition of Alaska LNG’s FTA and NFTA Authorizations.⁹

¹ *Alaska LNG Project LLC*, DOE/FE Order No. 3554, Docket No. 14-96-LNG, Order Granting Long-Term Authorization to Export Liquefied Natural Gas to Free Trade Agreement Nations (Nov. 21, 2014) (“DOE/FE Order No. 3554” or “FTA Authorization”).

² *Alaska LNG Project LLC*, DOE/FECM Order No. 3643-A (Aug. 20, 2020) (“NFTA Authorization”).

³ FTA Authorization at Ordering Para. D; NFTA Authorization at Ordering Para. I.

⁴ *Id.*

⁵ *Id.*

⁶ U.S. Department of Energy – *Long-Term Contract Information and Registrations*, available at <https://www.energy.gov/hgeo/articles/long-term-contract-information-and-registrations>

⁷ U.S. DOE, *Semi-Annual Reports for Alaska LNG Project LLC – DKT No. 14-96-LNG*, available at <https://www.energy.gov/hgeo/articles/semi-annual-reports-alaska-lng-project-llc-dkt-no-14-96-lng> (last visited May 7, 2026).

⁸ 10 C.F.R. § 590.405.

⁹ FTA Authorization at Ordering Para. K; NFTA Authorization at Ordering Para. E.

DOE has found that this requirement applies to any change of control of the authorization holder, and construes a change in control to mean a change, directly or indirectly, of the power to direct the management or policies of an entity whether such power is exercised through one or more intermediary companies or pursuant to an agreement, written or oral, and whether such power is established through ownership or voting of securities, or common directors, officers, or stockholders, or voting trusts, holding trusts, or debt holdings, or contract, or any other direct or indirect means.¹⁰ A rebuttable presumption that control exists will arise from the ownership or the power to vote, directly or indirectly, 10% or more of the voting securities of such entity.¹¹

The breadth of this requirement means that no transaction that results in the power to direct Alaska LNG management or policies may proceed without the agency's affirmative approval. DOE issues a public notice of all such change in control filings and invites public comment, and all documentation regarding changes in control, including DOE's response, are available to the public on Alaska LNG's DOE docket.¹²

DOE LNG Export Reporting Obligations

Finally, Alaska LNG's FTA and NFTA Authorizations require Alaska LNG to notify DOE within two weeks of its first export of LNG that commercial exports have begun.¹³ Upon commencement of export operations, Alaska LNG is required to file monthly reports summarizing export operations, detailed by each LNG cargo.¹⁴ These reports, which are also available to the public, including information such as the volume of each LNG cargo, the purchaser, and the country or countries to which the LNG was delivered.¹⁵

¹⁰ See U.S. Dep't of Energy, Procedures for Changes in Control Affecting Applications and Authorizations to Import or Export Natural Gas, 79 Fed. Reg. 65,541, 65,542 (Nov. 5, 2014).

¹¹ *Id.*

¹² U.S. DOE, *Alaska LNG Project LLC – FE Dkt. No. 14-96-LNG*, available at <https://www.energy.gov/hgeo/articles/alaska-lng-project-llc-fe-dkt-no-14-96-lng>

¹³ FTA Authorization at Ordering Para. I; NFTA Authorization at Ordering Para. L.

¹⁴ FTA Authorization at Ordering Para. L; NFTA Authorization at Ordering Para. O.

¹⁵ U.S. DOE, *Natural Gas Imports and Exports Monthly Reports*, available at <https://www.energy.gov/hgeo/listings/natural-gas-imports-and-exports-monthly-reports>.

FERC Obligations

Consistent with their separate statutory authorities, while DOE reporting obligations are concerned with commercial developments and the export of LNG as a commodity, Alaska LNG’s reporting duties to FERC involve the construction and operation of the Alaska LNG Project. Environmental Condition 9 of Alaska LNG’s FERC Authorization requires Alaska LNG, upon filing its first implementation plan, to file with FERC monthly reports on the status of the Alaska LNG Project, including the status of construction, problems encountered at the site, and any landowner issues that have arisen and how Alaska LNG worked to resolve these issues.¹⁶ In addition, by the terms of its FERC Authorization Alaska LNG is required to construct its project precisely as how it was proposed to FERC in its application and subsequently approved. Any deviation from this construction plan, including the size of scope of the Alaska LNG Project, must be expressly approved by FERC Staff.¹⁷ As with DOE, all such filings – monthly or weekly reports, construction or design modification requests – are made available to the public via FERC’s eLibrary system.

Accordingly, the entirety of the Alaska LNG Project – from its commercial and financial development to construction and export operations – must comply with a robust, comprehensive reporting scheme put forth by DOE and FERC, all of which is available to the public.

¹⁶ *Alaska Gasline Dev. Corp.*, 171 FERC ¶ 61,134 (2020) (“FERC Authorization”), Environmental Condition 9.

¹⁷ *Id.* at Environmental Condition 1.

ATTACHMENT B

May 7, 2026

The Honorable Cathy Giessel
Majority Leader
Senate Resources Committee, Chair
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State Capitol Room 121
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The Honorable Bill Wielechowski
Senate Resources Committee, Vice Chair
Alaska State Senate
State Capitol Room 103
Juneau, Alaska 99801

The Honorable Forrest Dunbar
Senate Resources Committee
Alaska State Senate
State Capitol Room 125
Juneau, Alaska 99801

RE: Usage of Highways and Other Alaska Department of Transportation Infrastructure during
Construction of the Alaska LNG Project

Dear Senators Giessel, Wielechowski, and Dunbar:

1. EXECUTIVE SUMMARY

Thank you for the opportunity to discuss the Alaska LNG Project (Project). Glenfarne Alaska LNG, LLC (Glenfarne) has prepared this letter in response to Senate Resources Committee questions regarding maintenance of Alaska highways and other infrastructure that could potentially be impacted by the Project. Key points discussed below include the Federal Energy Regulatory Commission's (FERC) Environmental Impact Statement (EIS) assessment of potential impacts on transportation, discussion of a Highway Use Agreement (HUA) with the Alaska Department of Transportation and Public Facilities (DOT&PF), and coordination regarding DOT&PF-maintained infrastructure. Planned proactive coordination between DOT&PF and the Project will minimize potential impacts to infrastructure, help keep roads safe, and minimize impacts to the Project schedule.

2. BACKGROUND AND FERC REVIEW

FERC performed a comprehensive assessment of potential impacts of the Project in a process that lasted more than 7 years and concluded with a comprehensive EIS that is over 5,000 pages. The EIS assessed the potential impact of the Project on existing transportation resources including highways, road, rail, marine, and air transportation including the Dalton, Steese, Elliott, Richardson, Glenn, Parks, Kenai Spur, Sterling, and Seward highways. FERC's assessment was that any adverse impacts on transportation resources due to Project construction and operation would be "less than significant".

FERC also noted that it considers “all factors bearing on the public interest as part of its decision to authorize natural gas export facilities”. After extensive consideration of those factors, FERC issued authorization for the Project noting, “...impacts associated with the project are acceptable considering the public benefits that will be provided...” (FERC Order, page 87).

3. HIGHWAY USE AGREEMENT AND COORDINATION WITH DOT&PF

In addition to mitigation and management measures required under the FERC Order, 8 Star Alaska, LLC and the Alaska DOT&PF will establish a comprehensive a HUA to collaborate, assess, and forecast the required level of enhanced maintenance for each construction season for use of highway corridors, including the Dalton Highway, and other state-maintained infrastructure under DOT&PF’s jurisdiction. The HUA will define the coordination and responsibilities of the DOT&PF and the Project, and dictate corridor-specific service levels, as applicable and/or required to minimize potential impacts to Project construction and State of Alaska infrastructure. Glenfarne will continue to work closely with the DOT&PF to preserve highway safety, serviceability, and public access during Project construction.

4. HUA REQUIREMENT

The HUA is required by the Project’s Alaska Department of Natural Resources leases (ADL 421296 and ADL 421297). The project will work closely with DOT&PF to coordinate on construction logistics planning to minimize the impacts to the travelling public and DOT&PF’s planned construction program.

Project construction requires an estimated 41 highway centerline crossings, including the Dalton (24), Parks (16), and Kenai Spur (1) highways.

5. MAINTENANCE DETERMINATION

If additional maintenance is required beyond what DOT&PF normally provides and is budgeted for, the parties will jointly identify and determine the resources and costs for the affected corridors or other DOT&PF-maintained infrastructure during Project construction.

The Project is committed to ensuring ongoing coordination with DOT&PF to allow the department to maintain safety and effective management of Alaska’s transportation infrastructure.

Please contact me at your convenience if you have any questions concerning this matter.

Kind regards,

Adam Prestidge
President
Glenfarne Alaska LNG, LLC

Cc:
Lisa Haas
Environmental, Regulatory, and Lands Manager
Glenfarne Alaska LNG, LLC